

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

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|------------------------|---|----------------------------|
| CAESAR A. MARTINEZ, |) | No. CV-12-0145-CI |
| |) | |
| Plaintiff, |) | |
| |) | ORDER GRANTING STIPULATED |
| v. |) | MOTION FOR REMAND PURSUANT |
| |) | TO SENTENCE FOUR OF 42 |
| MICHAEL J. ASTRUE, |) | U.S.C. § 405(g) |
| Commissioner of Social |) | |
| Security, |) | |
| |) | |
| Defendant. |) | |

BEFORE THE COURT is the parties' Stipulated Motion for Remand of the above-captioned matter to the Commissioner for additional administrative proceedings pursuant to sentence four of 42 U.S.C. § 405(g). ECF No. 21. Attorney Maureen Rosette represents Plaintiff; Special Assistant United States Attorney David Burdett represents Defendant. The parties have consented to proceed before a magistrate judge. ECF No. 7. After considering the file, and proposed order,

IT IS ORDERED:

1. The parties' Motion for Remand, **ECF No. 21**, is **GRANTED**. The above-captioned case is **REVERSED** and **REMANDED** to the Commissioner of Social Security for further administrative proceedings pursuant to sentence four of 42 U.S.C. § 405(g). On remand, the ALJ will further develop the record, re-evaluate medical source opinions of record, re-evaluate the claimant's credibility,

1 and obtain supplemental vocational expert evidence as necessary at
2 step five of the sequential evaluation. The ALJ will make a *de novo*
3 determination as to disability, and issue a new decision.

4 2. Judgment shall be entered for the **PLAINTIFF**.

5 3. Plaintiff's Motion for Summary Judgment, **ECF No. 15**, is
6 stricken as moot.

7 4. An application for attorney fees may be filed by separate
8 motion.

9 The District Court Executive is directed to enter this Order,
10 forward copies to counsel, and thereafter shall close this file.

11 DATED January 29, 2013.

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13 S/ CYNTHIA IMBROGNO
14 UNITED STATES MAGISTRATE JUDGE
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